

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

PAUL SIMONDS,	)	
	)	Case No. C06-1384-RSM
Plaintiff,	)	
	)	
v.	)	
	)	ORDER OF DISMISSAL
JUDGE FOX, <i>et al.</i> ,	)	
	)	
Defendants.	)	
_____	)	

The Court, having reviewed plaintiff's complaint and application to proceed *in forma pauperis* (IFP) in this 42 U.S.C. § 1983 civil rights action, together with all papers and exhibits in support and in opposition to those documents, the Report and Recommendation of the Honorable James P. Donohue, United States Magistrate Judge, and the balance of the record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Plaintiff's motion for leave to proceed IFP (Dkt. #1) is DENIED and this action is DISMISSED without prejudice.
- (3) Plaintiff's pending Motions for Order to Show Cause (Dkts. #3, #4, #5 and #8) are STRICKEN AS MOOT.
- (4) The Clerk is directed to send copies of this Order to plaintiff and to Judge Donohue.

DATED this 23 day of October, 2006.

  
RICARDO S. MARTINEZ  
UNITED STATES DISTRICT JUDGE